

I certify that the attached is a true and
correct copy of HB 1809
was filed of record on MAR 3 1989
and referred to the committee on
Labor Employment Relations

Betty Murray
Chief Clerk of the House

1989 MAR 17 AM 9:38

HOUSE OF REPRESENTATIVES

FILED MAR 03 1989

By

T. Smith

HB. No. 1809

A BILL TO BE ENTITLED

AN ACT

relating to the effective date for certain requirements for state
licensure as an air conditioning and refrigeration contractor for a
person who has practiced under a valid municipal license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. APPLICATION. This Act applies to a person who,
on August 31, 1983, held a valid municipal license to practice as
an air conditioning and refrigeration contractor and who maintains
the municipal license in good standing until August 31, 1989.

SECTION 2. ENTITLEMENT TO STATE LICENSE; EVALUATION OF
MUNICIPAL LICENSE. (a) A person who meets the requirements of
Section 1 of this Act is entitled, without examination, to a
license as an air conditioning and refrigeration contractor under
the Air Conditioning and Refrigeration Contractor License Law
(Article 8861, Vernon's Texas Civil Statutes) if the person applies
to the commissioner of the Texas Department of Labor and Standards
for a state license not later than November 1, 1989, and meets the
requirements of this section.

(b) A person who applies for a state license under this Act
must submit to the commissioner a written description of the
municipal license under which the person has practiced. On
request, the municipal licensing authority shall issue a written
description of the municipal licensing program, including a
description of the range of activities authorized to be conducted

1 under the license. The description must be issued and signed by
2 the appropriate municipal licensing authority. On receipt of the
3 description, the commissioner shall evaluate the municipal license
4 and shall issue to the applicant a state license of the class and
5 with the endorsements that most closely approximate the municipal
6 license.

7 SECTION 3. This Act expires September 1, 1990.

8 SECTION 4. The importance of this legislation and the
9 crowded condition of the calendars in both houses create an
10 emergency and an imperative public necessity that the
11 constitutional rule requiring bills to be read on three several
12 days in each house be suspended, and this rule is hereby suspended.

HOUSE COMMITTEE REPORT

CE APR 13 PM 3:03
HOUSE OF REPRESENTATIVES

1st Printing

By Smith of Travis

H.B. No. 1809

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(b) A person who applies for a state license under this Act must submit to the commissioner a written description of the municipal license under which the person has practiced. On request, the municipal licensing authority shall issue a written description of the municipal licensing program, including a description of the range of activities authorized to be conducted

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12 days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT

The Honorable Gib Lewis
 Speaker of the House of Representatives

4-11-89
 (date)

Sir:

We, your COMMITTEE ON LABOR AND EMPLOYMENT RELATIONS,

to whom was referred HB 1809 have had the same under consideration and beg to report
 (measure)
 back with the recommendation that it

☒ do pass, without amendment.
☐ do pass, with amendment(s).
☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes ☐ no An actuarial analysis was requested. ☐ yes ☒ no

An author's fiscal statement was requested. ☐ yes ☒ no

A criminal justice policy impact statement was prepared. ☒ yes ☐ no

A water development policy impact statement was requested. ☐ yes ☒ no

☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars for placement on the ☐ Local, ☐ Consent, or ☐ Resolutions Calendar.

This measure ☒ proposes new law. ☐ amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Criss, Ch.	X			
Shine, V.C.	X			
Evans, C.B.O.				X
Batts				
Fraser	X			
Moreno, P.				X
Mowery	X			
Ovard	X			
Turner	X			

Total
6 aye
0 nay
0 present, not voting
2 absent

Lloyd Criss
 CHAIRMAN
 Deborah K. Wall
 COMMITTEE COORDINATOR

COMMITTEE ON LABOR AND EMPLOYMENT RELATIONS

By: Smith, T.

H.B. 1809

BACKGROUND

Current law states that a air conditioning and refrigeration license issued by a municipality of this state is valid under the terms of the license within that municipality. To obtain a state license the applicant is required to take an examination.

PURPOSE

This bill would enable a person holding a valid municipal license to practice as a air conditioning and refrigeration contractor and to obtain a license without examination if the person applies for the license no later than November 1, 1989.

SECTION-BY-SECTION ANALYSIS

SECTION 1. This act applies to a person who, on August 31, 1983, held a valid municipal license to practice as an air conditioning and refrigeration contractor and who holds the license in good standing until August 31, 1989.

SECTION 2

(a) entitles a person meeting the requirements specified in Section 1 to a license without examination if the person applies to the Commissioner of Labor and Standards no later than November 1, 1989.

(b) requires that a person applying for a license must submit to the Commissioner a written description of the municipal license under which the person practiced. On request, the municipal licensing authority shall issue a written description of the licensing program which shall include a description of the activities authorized to be conducted under the license. The commissioner shall evaluate the municipal license and issue the applicant a state license similar to the municipal license.

SECTION 3. This act expires September 1, 1990.

SECTION 4. Emergency Clause

RULEMAKING AUTHORITY

It is the opinion of the committee that this bill does not delegate any additional rulemaking authority to any state agency, officer, department, or institution.

SUMMARY OF COMMITTEE ACTION

H.B. 1809 was considered in a public hearing on April 4, 1989. Testifying for the bill was Earl Evans, representing himself. Testifying against the bill were Glynn F. Martin, representing the Air Conditioning Council of Greater Houston, and Joseph C. Zern, representing himself. Registered against, but did not testify were Larry Taylor, representing the Texas Air Conditioning Contractors Association, and Rene Oliveira, representing the City of Houston. H.B. 1809 was laid on the table subject to the call of the Chair. On April 11, 1989 the committee considered H.B. 1809. The motion to report the bill favorably carried with a vote of 6 Ayes, 0 Nays, 0 PNV, and 2 Absent.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 31, 1989

TO: Honorable Lloyd Criss, Chair
Committee on Labor and Employment Relations
House of Representatives
Austin, Texas

In Re: House Bill No. 1809
By: T. Smith

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1809 (relating to the effective date for certain requirements for state licensure as an air conditioning and refrigeration contractor for a person who has practiced under a valid municipal license) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Labor and Standards;
LBB Staff: JO, JWH, AL, JAH, CKM

H. B. No. 1809

By [Signature]

A BILL TO BE ENTITLED
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relating to the effective date for certain requirements for state licensure as an air conditioning and refrigeration contractor for a person who has practiced under a valid municipal license.

MAR 3 1989

1. Filed with the Chief Clerk.

MAR 16 1989

2. Read first time and Referred to Committee on

Labor + Employment Relations

APR 11 1989

3. Reported ☒ favorably ^(as amended) ~~(as substituted)~~ and sent to Printer at 3:10 pm
APR 12 1989

APR 13 1989

4. Printed and distributed at 3:03 pm

APR 14 1989

5. Sent to Committee on Calendars at 8:28 am

6. Read second time (amended); passed to third reading (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

7. Motion to reconsider and table the vote by which H.B. _____ was ordered engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of _____ yeas, _____ nays, and _____ present, not voting.

9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. _____ was finally passed prevailed (failed) by a (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

12. Ordered Engrossed at _____

13. Engrossed.

14. Returned to Chief Clerk at _____

15. Sent to Senate.

Chief Clerk of the House

16. Received from the House

17. Read, referred to Committee on _____

18. Reported favorably

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

20. Ordered not printed.

21. Regular order of business suspended by
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

_____ 23. Read second time _____ passed to third reading by:
(a viva voce vote.)
(_____ yeas, _____ nays.)

_____ 24. Caption ordered amended to conform to body of bill.

_____ 25. Senate and Constitutional 3-Day Rules suspended by vote of _____ yeas,
_____ nays to place bill on third reading and final passage.

_____ 26. Read third time and passed by
(a viva voce vote.)
(_____ yeas, _____ nays.)

OTHER ACTION:

OTHER ACTION:

Secretary of the Senate

_____ 27. Returned to the House.

_____ 28. Received from the Senate (with amendments.)
(as substituted.)

_____ 29. House (Concurred) (Refused to Concur) in Senate (Amendments)
(Substitute) by a (Non-Record
Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

_____ 30. Conference Committee Ordered.

_____ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

_____ 32. Ordered Enrolled at _____

HOUSE OF REPRESENTATIVES

89 APR 13 PM 3:03

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